



Image 1644 \$

PATENT  
Attorney Docket No. 44921-5004-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Yatindra PRASHAR et al.** )  
Application No. **09/674,607** ) Group Art Unit: **1644**  
Filed: **November 14, 2001** ) Examiner: **Patrick J. Nolan**  
For: **A process to study changes in gene expression** )  
**in T lymphocytes** )

Commissioner of Patents and Trademarks  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, **Mail Stop – AMENDMENT FEE**  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

**TRANSMITTAL FORM**

1. Transmitted herewith is a Response to Restriction Requirement in reply to the Office Action dated November 5, 2003 the period for reply being extended one month to January 5, 2004.
2. Extension of Time:

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months indicated below:

Total Months Requested	Fee for Extension
1 one month	\$55.00 (small entity)



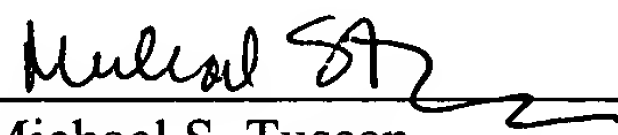
3. Fee Calculation (37 C.F.R. §1.16)

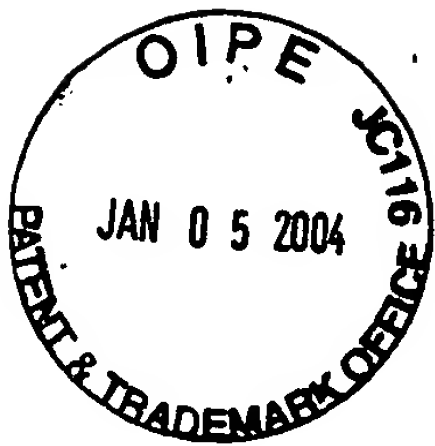
CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	14	minus	38	0	x \$18 each=	+ \$ 0.00
Independent Claims (37 C.F.R. §1.16(b))	1	minus	10	0	x \$86 each=	+ \$ 0.00
[ ] First presentation of Multiple dependent claim(s)					\$290.00	+ \$ 0.00
SUB-TOTAL =						\$0.00
Reduction by ½ for filing by a small entity						- \$0.00
TOTAL FEE =						\$ 0.00

4. Fee Payment: The Commissioner is hereby authorized to charge **\$55.00** to Deposit Account No. 50-0310 for payment of a one-month extension of time fee.
5. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: **January 5, 2004**  
Morgan, Lewis & Bockius LLP  
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Respectfully submitted  
**Morgan, Lewis & Bockius LLP**

  
Michael S. Tuscan  
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**RESPONSE TO RESTRICTION REQUIREMENT AND AMENDMENT**  
**UNDER 37 C.F.R. §1.115**

In response to the Restriction Requirement dated November 5, 2003 (paper no. 1103), the period for response to which is extended to January 5, 2004 by the accompanying petition for a one-month extension of time, Applicants hereby elect Group VI, original claim 21, which is drawn to a method of diagnosing a disease, with traverse. Applicants also submit herewith new claims 34-46, which read on the elected invention. An authorization to charge the deposit account of the undersigned to cover the cost of the one-month extension is also enclosed.

Please amend the above-identified application as follows:

01/09/2004 CCHAU1 00000004 500310 09674607  
01 FC:2251 55.00 DA